

I hereby certify that this paper is being transmitted to the US Patent and Trademark Office facsimile number 703.308.6916 on June 12, 2002.

*Jennifer Torres*  
Jennifer Torres

6 pages total

#5

PATENT  
HP Docket No.: 10960502-8

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Abdolreza Movaghar et al.

Assignee.: Hewlett-Packard Company

Reissue of  
Patent No: 5,998,786

Issued: December 7, 1999

Title: Apparatus For Securing CCD Board At A Fixed Position Within A Range Of Motion

FAX RECEIVED  
JUN 12 2002  
PETITIONS OFFICE

June 12, 2002

BOX DAC  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**REQUEST FOR RECONSIDERATION UNDER 37 CFR 1.47(a)**

Dear Sir:

This "Request for Reconsideration of Petition under 37 CFR 1.47 (a)" is in reply to the Commissioner's communication captioned "Decision Refusing Status Under 37 CFR 1.47(a). The Commissioner's communication dismissed applicants petition filed February 21, 2002 under 37 CFR 1.47(a).

The non-signing inventor, Mark Diel has been located. His executed declaration is included herewith.

Please charge \$130.00 to Deposit Account 08-2025 for the missing parts surcharge.

Respectfully submitted,

*Walter S. Stevens*

Walter S. Stevens  
Attorney for Applicants  
Reg. No. 33,098  
Tel: 858.655.5028

Hewlett-Packard Company  
Intellectual Property Administration  
PO Box 272400, Mailstop 35  
Fort Collins, CO 80527-2400

# REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY BY THE INVENTOR

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed in patent number 5,998,786, granted Dec 7, 1999, and for which a reissue patent is sought on the invention entitled:

Apparatus For Securing CCD Board At A Fixed Position Within A Range Of Motion

FAX RECEIVED

JUN 12 2002

the specification of which is attached hereto unless the following box is checked:

( ) was filed on \_\_\_\_\_ as US reissue application number \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

PETITIONS OFFICE

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below.

- ☐ By reason of a defective specification or drawing.  
☒ By reason of the patentee claiming more or less than he had the right to claim in the patent.  
☐ By reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation to as to the nature of the broadening:

I believe the original patent, upon which this Reissue Application is based, is wholly or partly inoperative by my claiming less than I had a right to claim in the patent. The reason for such belief is that newly presented claims 24, 25 and 26 are allowable over the prior art of record and meet all requirements under 35 U.S.C. but were not included in the original patent. I do not believe I am attempting to recapture subject matter given up during my previous prosecution.

The error in claims 1, 13 and 20 was including an element expressed as a "compliant apparatus", which subjects claims 1, 13 and 20 to too narrow an interpretation. New claims 24, 25 and 26 submitted hereby recites some of the same language of claims 1, 13, and 20, respectively, but omits the element expressed as a "compliant apparatus". I believe that, because claims 1, 13, 20 may be subject to such a narrow interpretation, I claimed less than I had a right to claim.

I respectfully submit that the above-described errors support my right to present claims 24, 25, and 26 in the Reissue Application. The above discussion in no way should be taken to mean that I believe claims 1-23 to be invalid. Since my original patent is in error, in that I claimed less than I am entitled to claim and since all requirements for obtaining a reissue patent containing the reissue claims have been met, I respectfully request that a reissue patent containing reissue claims 1-26 be issued.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

## POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Customer Number 022879

Place Customer  
Number Bar Code  
Label here

Send Correspondence to:  
HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, Colorado 80527-2400

Direct Telephone Calls To:

Walter Stevens  
(858) 655-5028

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: Abdolreza Movaghar

Citizenship: US

Residence: 11165 Scripps Ranch Blvd San Diego CA 92131

Post Office Address: Same as residence

Inventor's Signature

Date

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION (continued)**

ATTORNEY DOCKET # 10980502-1

Full Name of # 2 joint Inventor: Josephine del Rosario Citizenship: US  
Residence: 17391 Via del Campo San Diego CA 92127  
Post Office Address: Same as residence

Inventor's Signature

Date

Full Name of # 3 Joint Inventor: Mark Diel Citizenship: US  
Residence: 916 Timothy Lane Menlo Park CA 94025 US  
Post Office Address: Same as residence

Post Office Address:

Inventor's Signature

Date

16-JUNE-02

Full Name of # 4 Joint Inventor: David J. Schmeling Citizenship: US  
Residence: 10529 Orozco Road San Diego, CA 92124 USA  
Post Office Address: Same as residence

Inventor's Signature

Date

Full Name of # 5 Joint Inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Full Name of # 6 joint Inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Full Name of # 7 joint Inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Full Name of # 8 joint Inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

ATTORNEY DOCKET NO. 60502-1

# **REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY BY THE INVENTOR**

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed in patent number 5,998,786, granted Dec 7, 1999, and for which a reissue patent is sought on the invention entitled:

FAX RECEIVED

JUN 12 2002

**Apparatus For Securing CCD Board At A Fixed Position Within A Range Of Motion**

PETITIONS OFFICE

the specification of which is attached hereto unless the following box is checked:

( ) was filed on \_\_\_\_\_ as US reissue application number \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below.

- ☐ By reason of a defective specification or drawing.  
☒ By reason of the patentee claiming more or less than he had the right to claim in the patent.  
☐ By reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation to as to the nature of the broadening:

I believe the original patent, upon which this Reissue Application is based, is wholly or partly inoperative by my claiming less than I had a right to claim in the patent. The reason for such belief is that newly presented claims 24, 25 and 26 are allowable over the prior art of record and meet all requirements under 35 U.S.C. but were not included in the original patent. I do not believe I am attempting to recapture subject matter given up during my previous prosecution.

The error in claims 1, 13 and 20 was including an element expressed as a "compliant apparatus", which subjects claims 1, 13 and 20 to too narrow an interpretation. New claims 24, 25 and 26 submitted hereby recites some of the same language of claims 1, 13, and 20, respectively, but omits the element expressed as a "compliant apparatus". I believe that, because claims 1, 13, 20 may be subject to such a narrow interpretation, I claimed less than I had a right to claim.

I respectfully submit that the above-described errors support my right to present claims 24, 25, and 26 in the Reissue Application. The above discussion in no way should be taken to mean that I believe claims 1-23 to be invalid. Since my original patent is in error, in that I claimed less than I am entitled to claim and since all requirements for obtaining a reissue patent containing the reissue claims have been met, I respectfully request that a reissue patent containing reissue claims 1-26 be issued.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

## **POWER OF ATTORNEY:**

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Customer Number **022879**

Place Customer  
Number Bar Code  
Label here

Send Correspondence to:  
**HEWLETT-PACKARD COMPANY**  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, Colorado 80527-2400

Direct Telephone Calls To:

**Walter Stevens**  
**(858) 655-5028**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: **Abdolreza Movaghar** Citizenship: **US**

Residence: **11165 Scripps Ranch Blvd San Diego CA 92131**

Post Office Address: **Same as residence**

Inventor's Signature

Date

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION (continued)**ATTORNEY DOCKET **10960502-1**

Full Name of # 2 joint inventor: Josephine del Rosario Citizenship: US  
Residence: 17391 Via del Campo San Diego CA 92127  
Post Office Address: Same as residence

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 3 joint inventor: Mark Diel Citizenship: US  
Residence: 916 Timothy Lane Menlo Park CA 94025 US  
Post Office Address: Same as residence

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 4 joint inventor: David J. Schmeling Citizenship: US  
Residence: 10529 Orozco Road San Diego, CA 92124 USA  
Post Office Address: Same as residence

Inventor's Signature David J. Schmeling Date 6/7/02

Full Name of # 5 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 6 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 7 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 8 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
Residence: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_